



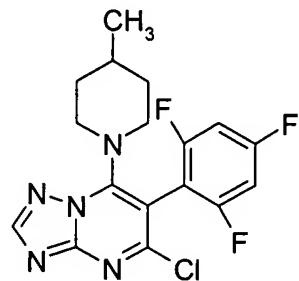
Application No. 10/561,188
Amendment dated August 28, 2006
Second Preliminary Amendment

Docket No.: 5000-0143PUS1

AMENDMENTS TO THE CLAIMS

1. (Currently Amended) A fungicidal mixture for controlling rice pathogens, comprising

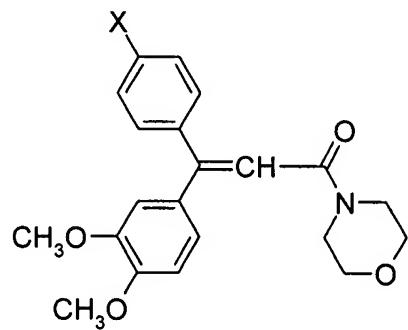
1) the triazolopyrimidine derivative of the formula,



I

and

2) an acryloylmorpholide of the formula II,



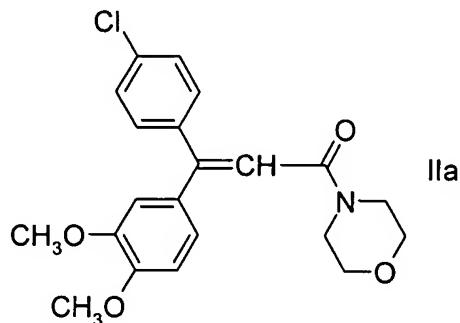
II

in which X is chlorine or fluorine,

in a synergistically effective amount.

2. (Currently Amended) A fungicidal mixture as claimed in claim 1, comprising the compound of the formula I and the compounds of the formula II in a weight ratio of from 100:1 to 1:100.

3. (Currently Amended) A fungicidal mixture as claimed in claim 1, comprising, as acryloylmorpholide, dimethomorph of the formula IIa



4. (Previously Presented) A fungicidal composition comprising a liquid or solid carrier and a mixture as claimed in claim 1.

5. (Original) A method for controlling harmful fungi which are rice pathogens, which comprises treating the fungi, their habitat or the plants, the soil or the seeds to be protected against fungal attack with an effective amount of the compound I and one of the compounds II as set forth in claim 1.

6. (Original) A method as claimed in claim 5, wherein the compounds I and II as set forth in claim 1 are applied simultaneously, that is jointly or separately, or in succession.

7. (Previously Presented) A method as claimed in claim 5, wherein the mixture is applied in an amount of from 5 g/ha to 1500 g/ha.
8. (Previously Presented) A method as claimed in claim 5 or 6, wherein the mixture is applied in an amount of from 1 to 1000 g/100 kg of seed.
9. (Currently amended) A method as claimed in claim 5 or 6, wherein the harmful fungus *Pyricularia oryzae* is controlled.
10. (Previously Presented) Seed, comprising the mixture as claimed in claim 1 in an amount of from 1 to 1000 g/100 kg.
11. (Currently Amended) The use of the compound I and the compound II as set forth in claim 1 for preparing a composition ~~suitable for controlling harmful fungi~~ as claimed in claim 1.
12. (New) A fungicidal composition comprising a liquid or solid carrier and a mixture as claimed in claim 2.
13. (New) A fungicidal composition comprising a liquid or solid carrier and a mixture as claimed in claim 3.

14. (New) A method for controlling harmful fungi which are rice pathogens, which comprises treating the fungi, their habitat or the plants, the soil or the seeds to be protected against fungal attack with an effective amount of the compound I and one of the compounds II as set forth in claim 2, wherein the mixture is applied in an amount of from 1 to 1000 g/100 kg of seed.

15. (New) A method for controlling harmful fungi which are rice pathogens, which comprises treating the fungi, their habitat or the plants, the soil or the seeds to be protected against fungal attack with an effective amount of the compound I and one of the compounds II as set forth in claim 3, wherein the mixture is applied in an amount of from 1 to 1000 g/100 kg of seed.

16. (New) A method for controlling harmful fungi which are rice pathogens, which comprises treating the fungi, their habitat or the plants, the soil or the seeds to be protected against fungal attack with an effective amount of the compound I and one of the compounds II as set forth in claim 2, wherein the mixture is applied in an amount of from 1 to 1000 g/100 kg of seed, and wherein the compounds I and II are applied simultaneously, that is jointly or separately, or in succession.

17. (New) A method for controlling harmful fungi which are rice pathogens, which comprises treating the fungi, their habitat or the plants, the soil or the seeds to be protected against fungal attack with an effective amount of the compound I and one of the compounds II as set forth in claim 3, wherein the mixture is applied in an amount of from 1 to 1000 g/100 kg of

seed, and wherein the compounds I and II are applied simultaneously, that is jointly or separately, or in succession.

18. (New) The use of the compound I and the compound II as set forth in claim 2 for preparing a composition as claimed in claim 2.

19. (New) The use of the compound I and the compound II as set forth in claim 3 for preparing a composition as claimed in claim 3.